IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE A.K.BASHEER

FRIDAY, THE 1ST JUNE 2007 / 11TH JYAISHTA 1929

WP(C).No. 15223 of 2007(K)

PETITIONER:

S. RAJAMONY, S/O.P.SINGARAYAN NADAR,
AGED 52 YEARS, LECTURER IN PHYSICAL EDUCATION
GOVERNMENT SANSKRIT COLLEGE, TRIVANDRUM.

BY ADV. SRI.V.A.MUHAMMED
SRI.K.E.HAMZA

RESPONDENTS:

---

1. THE STATE OF KERALA, REPRESENTED BY
THE SECRETARY TO GOVERNMENT, HIGHER
EDUCATION DEPARTMENT, SECRETRIAT,
TRIVANDRUM.

2. THE DIRECTOR OF COLLEGIATE
EDUCATION, TRIVANDRUM.

BY GOVT.PLEADER SRI.A.J.VARGHESE

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 01/06/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

A.K. Basheer, J.

- -

W.P(C) No. 15223 of 2007

- -

Dated this the 1st day of June, 2007.

J U D G M E N T

Petitioner who is working as a Selection Grade Lecturer in Physical Education in the Government Sanskrit College, Trivandrum is an aspirant to the post of Principal. He claims that he is eligible to be appointed to the said post; but his claim is not being considered for no apparent reason or justification. Though a vacancy in the above post has arisen with effect from April 1, 2007 no steps are being taken to fill up the same. The case of the petitioner is that he is the next in line for promotion. Anyhow, I do not deem it necessary to deal with the above contention at this stage, in view of the limited prayer made by the learned counsel for petitioner at the Bar. He submits that the petitioner will be satisfied if an appropriate direction is issued to respondent No.1 to take a decision on Ext.P4 without any delay.

2. Learned Govt. Pleader submits that if Ext.P4 has been preferred as contended by the petitioner, an appropriate decision thereon will be taken expeditiously.

3. In the above facts and circumstances the writ petition is disposed of with a direction to respondent No.1 to consider and pass orders on Ext.P4 strictly on its merit and accordance with law, as expeditiously as possible, at any rate within six weeks from the date of receipt of a copy of this judgment. Respondent No.1 shall ensure that other eligible candidates, if any, apart from the petitioner are also afforded sufficient opportunity to be heard before any decision is taken.

Petitioner shall produce a certified copy of the judgment along with a copy of the writ petition before respondent No.1 for compliance.

A.K. Basheer
Judge.

an.